

### **REMARKS**

Reconsideration of this application is respectfully requested in view of the foregoing amendment and the following remarks.

Claims 10-15 were pending in this application. Claims 10-15 have been amended and will remain herein upon entry of this Amendment. Support for the amendments can be found, for example, at page 1, lines 23-26, and at page 4, lines 16-23, of the present application. For the reasons stated below, Applicant respectfully submits that all claims pending in this application are in condition for allowance.

In the Office Action mailed July 12, 2004, the Examiner objected to declaration, stating: Applicant claimed benefits under 35 U.S.C. 120 for the pct application PCT/SE01/00842. Since the instant application is a 371 of PCT/SE01/00842, applicant should not claim benefits under 35 U.S.C. 120 for PCT/SE01/00842. See MPEP 1893.03(C).

This application is a continuation of U.S. Patent Application 10/258,121 filed October 21, 2002, now U.S. Patent 6,783,409. In the prior application, a new Declaration and Power of Attorney was filed to correct a similar error. A copy of that later-filed Declaration and Power of Attorney is submitted herewith and Applicant respectfully requests that it be entered.

The examiner objected to the abstract as containing legal phraseology. By this amendment, Applicant has amended the abstract as requested. In addition, the specification has been amended to reflect that U.S. Patent Application 10/258,121 has been issued as U.S. Patent 6,783,409.

In the Office Action, Claims 10-15 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent 5,403,216 to Salmi et al., and claims 10-13 and 15 were also rejected

under 35 U.S.C. § 102(b) as being anticipated by Figure 1 of Applicant's drawings. To the extent these grounds of rejection might still be applied to claims presently pending in this application, they are respectfully traversed.

Claim 10, as amended, is directed to an assembly unit for a pod housing to rotateably install the pod housing to the hull of a ship. The assembly unit includes a lower wall and an upper wall, which are connected to each other by means of side outer walls, to form a box like assembly unit, wherein the box like assembly unit is arranged to be fixedly attached to the hull of a ship, to form a "seating". The assembly unit also includes a base fixedly attached within the space delimited by the box like assembly unit, the pod housing being rotateably arranged by means of a bearing unit that is attached on to the base, and a cooling system including at least a fan is mounted within said box like assembly unit, within a space between the base and the outer walls of said box like assembly unit.

In rejecting original claim 10, the Examiner asserted that each claimed feature was shown in Figure 7 of Salmi et al. (with the Office Action, however, Applicant received marked-up Figure 6. Applicant assumes that the Examiner intended Figure 6 and responds accordingly.) Salmi et al. fails to teach every claimed feature of amended claim 10 including, *inter alia*, that the "the box like assembly unit is arranged to be fixedly attached to the hull of a ship." Specifically, as seen in Figure 6, Salmi et al. disclose a lower portion, an upper portion, and side outer wall that is supported by bearings so that the entire assembly rotates. Therefore, Salmi et al. fails to anticipate the claimed invention.

The Examiner also relied on Applicant's admission that Figure 1 is prior art in rejecting original claim 10. Figure 1 fails to teach every claimed feature of amended claim 10 including, *inter alia*, "wherein a cooling system comprising at least a fan is mounted within said box like assembly unit." In describing Figure 1, at page 4, lines 12-14, Applicant stated "[a]s can be seen from the figure [Figure 1], a fan arrangement with a cooling unit according to prior art is not included in the module unit constituting the very seating." (Emphasis added). Therefore, applicants admitted prior art of Figure 1, cannot anticipate the claimed invention.

In view of the foregoing all of the claims in this case are believed to be in condition for allowance. Should the Examiner have any questions or determine that any further action is desirable to place this application in even better condition for issue, the Examiner is encouraged to telephone Applicant's undersigned representative at the number listed below.

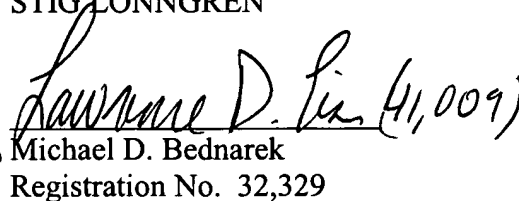
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Respectfully submitted,

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Attachments:

Declaration and Power of Attorney For Patent Application  
dated April 23, 2004

MDB/LDE/CDW